



General Assembly

February Session, 2008

***Raised Bill No. 561***

LCO No. 2687

\*02687\_\_\_\_\_HS\_\*

Referred to Committee on Human Services

Introduced by:  
(HS)

***AN ACT CONCERNING THE MONEY FOLLOWS THE PERSON  
PROJECT AND ESTABLISHMENT OF A LONG-TERM CARE TRUST  
FUND.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 17b-369 of the 2008 supplement to the general  
2 statutes is repealed and the following is substituted in lieu thereof  
3 (*Effective from passage*):

4 The Commissioner of Social Services, pursuant to Section 6071 of  
5 the Deficit Reduction Act of 2005, may submit an application to the  
6 Secretary of Health and Human Services to establish a Money Follows  
7 the Person demonstration project. Such project shall serve not more  
8 than [seven hundred] five thousand persons and shall be designed to  
9 achieve the objectives set forth in Section 6071(a) of the Deficit  
10 Reduction Act of 2005. Services available under the demonstration  
11 project shall include, but not be limited to, personal care assistance  
12 services. The commissioner may apply for a Medicaid research and  
13 demonstration waiver under Section 1115 of the Social Security Act, if  
14 such waiver is necessary to implement the demonstration project. The  
15 commissioner may, if necessary, modify any existing Medicaid home

16 or community-based waiver if such modification is required to  
17 implement the demonstration project.

18       Sec. 2. (NEW) (*Effective July 1, 2008*) (a) There is established within  
19 the General Fund, a separate, nonlapsing account which shall be  
20 known as the "Long-Term Care Trust Fund". The account shall contain  
21 any moneys required by this section to be deposited in the account and  
22 shall be administered by the Treasurer. Investment earnings credited  
23 to the assets of the account shall become part of the assets of the  
24 account. Moneys in the account shall be used to supplement and not to  
25 supplant existing federal and state funding available for long-term  
26 care.

27       (b) The following funds shall be deposited in the account: (1) Any  
28 funds appropriated for Medicaid and designated for the Money  
29 Follows the Person demonstration project by the Department of Social  
30 Services that are not spent during the fiscal year for which they are  
31 designated; (2) any funds appropriated to the Department of Social  
32 Services from the General Fund for home and community-based long-  
33 term care services that are not spent during the fiscal year for which  
34 they are appropriated; (3) any fines or civil penalties levied by the  
35 Department of Public Health on nursing home facilities for violating  
36 applicable state laws and regulations; and (4) any additional moneys  
37 received from any public or private sources or from the federal  
38 government for purposes of long-term care.

39       (c) Money held in the account shall be expended by the  
40 Commissioner of Social Services, in accordance with this subsection  
41 and the regulations adopted pursuant to subsection (d) of this section,  
42 to:

43       (1) Provide funds for programs and services that provide cost-  
44 effective home and community-based alternatives to institutional care  
45 in nursing home facilities, including, but not limited to, occupational  
46 therapy, homemaker services, companion services, meals on wheels,  
47 adult day care, personal care services, transportation, mental health

48 counseling, care management, elderly foster care, minor home  
49 modifications and assisted living services;

50 (2) Provide funds to improve information technology and systems  
51 used to track costs and savings associated with the provision of home  
52 and community-based services and to improve access to information  
53 on long-term care programs and services for the elderly and disabled;

54 (3) Encourage the purchase of precertified long-term care insurance  
55 through the Connecticut Partnership for Long-Term Care by covering  
56 the costs of the premiums of individuals for six months;

57 (4) Pay the cost of relocating nursing home residents to other  
58 facilities if necessary to protect the health and safety of such residents,  
59 maintaining and operating a facility pending correction of deficiencies  
60 or closure, and reimbursing residents for the loss of funds in personal  
61 fund accounts pursuant to subsection (b) of section 17b-106 of the 2008  
62 supplement to the general statutes;

63 (5) Provide rental or mortgage assistance to allow individuals to  
64 remain in their homes while receiving home and community-based  
65 services;

66 (6) Provide grants to existing nursing home facilities to make facility  
67 changes, improvements and modifications to support home and  
68 community-based services and programs; and

69 (7) Provide grants to promote the adoption of building designs and  
70 principles of alternative nursing homes, such as Eden Alternative,  
71 Green House or Small House nursing homes, to improve the quality of  
72 life for long-term care facility residents.

73 (d) The Commissioner of Social Services shall adopt regulations, in  
74 accordance with the provisions of chapter 54 of the general statutes, for  
75 purposes of the distribution of funds pursuant to subsection (c) of this  
76 section, including, but not limited to, application procedures and  
77 establishment of eligibility criteria and requirements for recipients of

78 assistance.

79 (e) On or before January 1, 2009, and annually thereafter, the  
80 Commissioner of Social Services shall submit a report to the Governor  
81 and the General Assembly concerning the long-term care trust fund  
82 established under this section. The report shall include financial  
83 information concerning the money in the trust fund, including, but not  
84 limited to, information on the number, amount and type of  
85 expenditures from the fund during the prior calendar year and  
86 estimates of the impact of the fund on present and future Medicaid  
87 expenditures.

88 Sec. 3. Subsection (h) of section 59 of public act 07-1 of the June  
89 special session is repealed and the following is substituted in lieu  
90 thereof (*Effective July 1, 2008*):

91 (h) Notwithstanding the provisions of section 4-28e of the general  
92 [shall] statutes, for the fiscal year ending June 30, 2009, the sum of  
93 [\$1,000,000] \$2,000,000 shall be transferred from the Tobacco and  
94 Health Trust Fund to the Department of Social Services for the  
95 CHOICES Program.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	17b-369
Sec. 2	<i>July 1, 2008</i>	New section
Sec. 3	<i>July 1, 2008</i>	PA 07-1 of the June Sp. Sess., Sec. 59(h)

**Statement of Purpose:**

To expand the Money Follows the Person demonstration project and establish a long-term care trust fund to provide funds to finance long-term care.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*